

1 BILL NO. G-92-08-33

2 GENERAL ORDINANCE NO. G-41-92

3
4 AN ORDINANCE of the Common
5 Council of the City of Fort
6 Wayne, Indiana amending the
7 Municipal Code of the City of
8 Fort Wayne by repealing Section
9 1-8 of the Municipal Code, and
10 replacing it with an amended
11 version thereof.

12 WHEREAS, Section 1-8 of the Municipal Code of the City of
13 Fort Wayne is in need of amendment pursuant to I.C. §36-1-3-
14 8(10) permitting a unit of government the power to prescribe
15 a penalty up to Two Thousand Five Hundred Dollars (\$2,500.00)
16 for an ordinance violation; and

17 WHEREAS, the City of Fort Wayne wishes to exercise the
18 power to impose penalties or fines up to the statutory
19 maximum.

20 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
21 THE CITY OF FORT WAYNE, INDIANA THAT:

22 **SECTION 1.** That section 1-8 of the Municipal Code of the
23 City of Fort Wayne is repealed.

24 **SECTION 2.** That the new section 1-8 is adopted, which
25 reads as follows:

26 Whenever, in any chapter or section of this Code,
27 the doing of any act, or the omission to do any act
28 or duty, is declared to be a breach thereof, and
29 there shall be no fine or penalty declared for
30 such. Any person who shall be convicted of any
31 breach, shall be adjudged to pay a fine of not more
32 than Two Thousand Five Hundred Dollars (\$2,500.00).
Each day any violation of this Code or of any
ordinance shall constitute a
separate offense.

SECTION 3. That this Ordinance shall be in full force
and effect from and after its passage, and any and all
necessary approval by the Mayor, and its legal publication.

Charles F. Edmunds
COUNCILMEMBER

APPROVED AS TO FORM
AND LEGALITY.

Stanley A. Levine

Stanley A. Levine
Legal Advisor to
Fort Wayne Common Council

FOUR STAR BOND
SOUTHWORTH CO. U.S.A.
25% COTTON FIBER

Read the first time in full and on motion by Edmonds,
and duly adopted, read the second time by title and referred to the
Committee on Regulations (and the City Plan Commission
for recommendation) and Public Hearing to be held after due legal notice, at
the Common Council Conference Room 128, City-County Building, Fort
Wayne, Indiana, on 19, the 25 day of
August, 1992, at 8:00 o'clock
M., E.S.T.

DATED: 8-25-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Edmonds,
and duly adopted, placed on its passage. PASSED LAST
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>			<u>1</u>
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG				<u>✓</u>
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 8-8-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. 5-41-92
on the 8th day of September, 1992

ATTEST:
Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)
Thomas P. Henry
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 9th day of September, 1992,
at the hour of 11:00 o'clock A., M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 11th day of September,
1992, at the hour of 2:00 o'clock P. M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

BILL NO. G-92-08-33

REPORT OF THE COMMITTEE ON
REGULATIONS

CLETUS R. EDMONDS, CHAIR
MARK E. GIAQUINTA, VICE CHAIR
RAVINE, SCHMIDT

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) of the Common Council
of the City of Fort Wayne, Indiana amending the Municipal Code
of the City of Fort Wayne by repealing Section 1-8 of the
Municipal Code, and replacing it with an amended version thereof

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)xx

DO PASS

DO NOT PASS

ABSTAIN

NO REC

C. R. Edmonds

Mark E. Giaquinta

Clarence Ravine

Q. Schmidt

DATED: *9-8-92*

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

September 15, 1992

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the dates of
September 18 and September 25, 1992, in both the
News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-92-08-33
General Ordinance No. G-41-92
To impose fines up to the
statutory maximum.

Please send us 3 copies of the Publisher's Affidavit
from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 8th day of
September, 19 92, the Common Council of the City
of Fort Wayne, Indiana, in a Regular Session did pass
the following Bill No. G-92-08-33
Ordinance No. G-41-92 to-wit:

BILL NO. G-92-08-33

GENERAL ORDINANCE NO. G-41-92

AN ORDINANCE of the Common
Council of the City of Fort
Wayne, Indiana amending the
Municipal Code of the City of
Fort Wayne by repealing Section
1-8 of the Municipal Code, and
replacing it with an amended
version thereof.

WHEREAS, Section 1-8 of the Municipal Code of the City of
Fort Wayne is in need of amendment pursuant to I.C. §36-1-3-
8(10) permitting a unit of government the power to prescribe
a penalty up to Two Thousand Five Hundred Dollars (\$2,500.00)
for an ordinance violation; and

WHEREAS, the City of Fort Wayne wishes to exercise the
power to impose penalties or fines up to the statutory
maximum.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA THAT:

SECTION 1. That section 1-8 of the Municipal Code of the
City of Fort Wayne is repealed.

SECTION 2. That the new section 1-8 is adopted, which
reads as follows:

Whenever, in any chapter or section of this Code,
the doing of any act, or the omission to do any act
or duty, is declared to be a breach thereof, and
there shall be no fine or penalty declared for
such. Any person who shall be convicted of any
breach, shall be adjudged to pay a fine of not more
than Two Thousand Five Hundred Dollars (\$2,500.00).
Each day any violation of this Code or of any
ordinance shall constitute a
separate offense.

1 SECTION 3. That this Ordinance shall be in full force
2 and effect from and after its passage, and any and all
3 necessary approval by the Mayor, and its legal publication.
4
5

Cletus R. Edmonds

Cletus R. Edmonds
COUNCILMEMBER

Read the third time in full and on motion by Edmonds, and
duly adopted, placed on its passage. PASSED by the following vote:

AYES: Eight

Bradbury, Edmonds, GiaQuinta, Henry, Lunsey,
Ravine, Schmidt, Talarico

NAYS: None

ABSTAINED: None

ABSENT: One
Long

DATED: 9-8-92

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of
Fort Wayne, Indiana, as General Ordinance No. G-41-92, on the
8th day of September, 1992.

ATTESTED: (SEAL)

Sandra E. Kennedy
City Clerk

Thomas C. Henry
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne,
Indiana, on the 9th day of September, 1992, at the hour of
11:00 o'clock A.M., E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 11th day of September,
1992, at the hour of 2:00 o'clock P.M., E.S.T.

Paul Helmke
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify
that the above and foregoing is a full, true and complete copy of
General Ordinance No. G-41-92,
passed by the Common Council on the 8th day of
September, 1992, and that said Ordinance was
duly signed and approved by the Mayor on the 11th day of
September, 1992, and now remains on file and
on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne,
Indiana, this 11th day of September, 1992.

SEAL

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

FW Common Council

(Governmental Unit)

ALLEN

County, Indiana

To:

The Journal-Gazette

Dr.

P.O. Box 100

Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

84 lines, 1 columns wide equals 84 equivalent lines
at .495 cents per line

\$ 41.58

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 42.58

DATA FOR COMPUTING COST

LEGAL NOTICE

Notice is hereby given that on the 8th day of September, 1992, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-92-08-33
Ordinance No. G-41-92 to-wit:
BILL NO. G-92-08-33

GENERAL ORDINANCE NO. G-41-92
AN ORDINANCE of the Common Council of the City of Fort Wayne, Indiana amending the Municipal Code of the City of Fort Wayne by repealing Section 1-8 of the Municipal Code, and replacing it with an amended version thereof.

WHEREAS, Section 1-8 of the Municipal Code of the City of Fort Wayne is in need of amendment pursuant to I.C. Sub Section 36-1-3-8 (10) permitting a unit of government the power to prescribe a penalty up to Two Thousand Five Hundred Dollars (\$2,500.00) for an ordinance violation; and
WHEREAS, the City of Fort Wayne wishes to exercise the power to impose penalties or fines up to the statutory maximum.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA THAT:

SECTION 1. That section 1-8 of the Municipal Code of the City of Fort Wayne is repealed.
SECTION 2. That the new section 1-8 is adopted, which reads as follows:

Whenever, in any chapter or section of this Code, the doing of any act, or the omission to do any act or duty, is declared to be a breach thereof, and there shall be no fine or penalty declared for such. Any person who shall be convicted of any breach, shall be adjudged to pay a fine of not more than Two Thousand Five Hundred Dollars (\$2,500.00). Each day any violation of this Code or of any ordinance shall continue shall constitute a separate offense.
SECTION 3. That this Ordinance shall be in full force and effect from and after its passage, and any and all necessary approval by the Mayor, and its legal publication.

Cletus R. Edmonds
COUNCIL MEMBER
Read the third time in full and on motion by Edmonds, and duly adopted, placed on its passage.
PASSED by the following vote:

AYES: Eight
Bradbury, Edmonds, GiaQuinta, Henry, Lunsey, Ravine, Schmidt, Talarico

NAYS: None
ABSTAINED: None

ABSENT: One

Long
DATED: 9-8-92 Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-41-92, on the 8th day of September, 1992.

ATTESTED:
Sandra E. Kennedy
City Clerk
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of September, 1992, at the hour of 11:00 o'clock A.M., E.S.T.

Approved and signed by me this 11th day of September, 1992, at the hour of 2:00 o'clock P.M., E.S.T.

Paul Helmke
Mayor
I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-41-92 passed by the Common Council on the 8th day of September, 1992, and that said Ordinance was duly signed and approved by the Mayor on the 11th day of September, 1992, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 11th day of September, 1992.

SANDRA E. KENNEDY, CITY CLERK

and penalties of Chapter 155, Acts 1953,

egoing account is just and correct, that the amount
allowing all just credits, and that no part of the

, 19 92

Title:

Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Cindy Gillenwater who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 9/18, 25/92, the dates of publication being as follows:

Subscribed and sworn to before me this 25th day of Sept, 1992.

Notary Public - Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994

Fw Common Council

(Governmental Unit)

ALLEN

County, Indiana

To:

The News-Sentinel

Dr.

P.O. Box 100

Fort Wayne, IN

PUBLISHER'S CLAIM

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\$ 41.58

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 42.58

DATA FOR COMPUTING COST

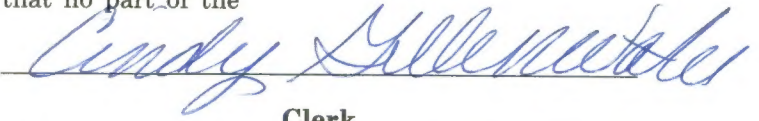
Width of single column 12.5 ems

Number of insertions 2

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.



Date: Sept 25, 19 92

Title: Clerk

PUBLISHER'S AFFIDAVIT

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 11th day of September, 1992.
9-18-25 SANDRA E. KENNEDY, CITY CLERK

State of Indiana)

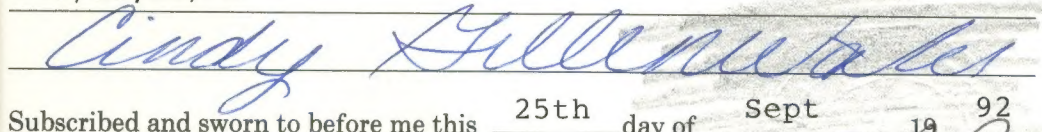
) ss:

Allen County)

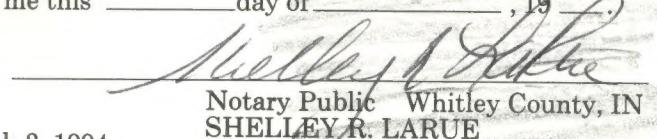
ANSWERS ☐

Personally appeared before me, a notary public in and for said county and state, the undersigned Cindy Gillenwater who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

9/18, 25/92



Subscribed and sworn to before me this 25th day of Sept, 19 92



Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994

FW Common Council
(Governmental Unit)
ALLEN County, Indiana

To: The Journal-Gazette Dr.
P.O. Box 100
Fort Wayne, IN

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at .495 cents per line \$ 41.58
Additional charge for notices containing rule or tabular work (50 percent of above amount)
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DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 2
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

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Cindy Gillenwater

Date: Sept 25, 19 92 Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Cindy Gillenwater who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

9/18, 25/92

Cindy Gillenwater

Subscribed and sworn to before me this 25th day of Sept 19 92

Shelley R. Larue
Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994

City Clerk
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of September, 1992, at the hour of 11:00 o'clock A.M., E.S.T.
Sandra E. Kennedy
City Clerk
Approved and signed by me this 11th day of September, 1992, at the hour of 2:00 o'clock P.M., E.S.T.
Paul Helmke
Mayor
I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-41-92 passed by the Common Council on the 8th day of September, 1992, and that said Ordinance was duly signed and approved by the Mayor on the 11th day of September, 1992, and now remains on file and on record in my office.
WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 11th day of September, 1992.
SANDRA E. KENNEDY, CITY CLERK
9-18-25